



**NYE COUNTY
BOARD OF COMMISSIONERS MEETING
2100 E. Walt Williams Drive, Pahrump, NV 89048
TUESDAY, September 18, 2012
10:00 AM**

**Lorinda Wichman, Chair
Dan Schinhofen, Vice-Chair
Joni Eastley, Commissioner
Gary Hollis, Commissioner
Butch Borasky, Commissioner
Sandra "Sam" L. Merlino, Ex-officio Clerk of the Board**

NOTE: All items are approximate except for bid openings, public hearings, and any other items agendized at a specific time. Items on the agenda without a time designation may be taken out of order. The Board may combine two or more agenda items for consideration. The Board may remove an item from the agenda or delay discussion relating to an item on the agenda at any time. Items on the agenda without a time designation may not necessarily be considered in the order in which they appear on the agenda. **NOTICE: It is anticipated that the items of business before the Board of Commissioners on September 18, 2012 will be fully completed on those dates. However, should item(s) not be completed, it is possible item(s) could be carried over and be heard before the Board of Commissioners beginning at 8:30 a.m. on the next day.**

Public Comment during the Commission Meeting on September 18, 2012 will be for all matters, both on and off the agenda, and be limited to three minutes per person. Additionally, public comment of three minutes per person will be heard during individual action items. The Commission reserves the right to reduce the time or limit the total time allowed for public comment. The Commission may prohibit comment if the content of the comments is a topic that is not relevant to, or within the authority of, the Commission, or if the content of the comments is willfully disruptive of the meeting by being irrelevant, repetitious, slanderous, offensive, inflammatory, irrational or amounting to personal attacks or interfering with the rights of other speakers. Persons are invited to submit comments in writing on the agenda items and/or attend and make comment on that item at the Commission meeting.

Pursuant to NRS 241.020, the Agenda for the Commission Meeting has been posted at the following locations. Tonopah Convention Center, 301 Brougher Avenue, Tonopah, NV; U.S. Post Office, 201 Erie Main St., Tonopah, NV; Commissioners' Meeting Room, 101 Radar Road, Tonopah, NV; District Court, 101 Radar Road, Tonopah, NV; The Ian Deutch Government Complex, 1520 East Basin Road, Pahrump, NV; Commissioners' Chambers, 2100 E. Walt Williams Drive, Pahrump, NV; Beatty Justice Court, 426 C Avenue South Beatty, NV

Support documentation for the items on the agenda, provided to the Nye County Board of Commissioners is available to members of the public at the County Manager's Office (101 Radar Road, Tonopah, Nevada & 2100 E. Walt Williams Drive, Pahrump, Nevada) and on the County's website.

WEBSITE: www.nyecounty.net
The Nye County Board of Commissioners may take a short break every 1 ½ hours.

In accordance with Federal law and U.S. Department of Agriculture policy, Nye County is prohibited from discriminating on the basis of race, color, national origin, sex, religion, age, or disability. (Not all prohibited bases apply to all programs.) To file a complaint of discrimination write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410 or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider, employer, and lender

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Joni Eastley, Commissioner

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Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

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Special Note: Any member of the public who is disabled and requires accommodation or assistance at this meeting is requested to notify the Nye County Manager's Office in writing or call 775-482-8191 prior to the meeting.

Please note: Blue text that is underlined indicates items are linked to supporting documentation

NYE COUNTY BOARD OF COMMISSIONERS

- 1 Pledge of Allegiance**
- 2 For Possible Action - Approval of the Agenda for the Board of County Commissioners' meeting of September 18, 2012.**
- 3 GENERAL PUBLIC COMMENT (Three-minute time limit per person.) Action will not be taken on the matters considered during this period until specifically included on an agenda as an action item (first).**

NOTICE OF TIMED AGENDA ITEMS

- 10:00 a.m.** [Presentation](#) by Pahrump Valley High School Students regarding the summer classes at the Utah Shakespeare Festival.
- 10:15 a.m.** Recess to the Nye County Board of Road Commissioners (Agenda Attached)
- 10:30 a.m.** Recess to the Nye County Licensing and Liquor Board (Agenda Attached)
- 10:45 a.m.** [For Possible Action](#) – Public Hearing, discussion, and deliberation on Nye County Bill No. 2012-16: An Ordinance Authorizing The Issuance Of The Nye County, Nevada, Water Revenue Bond, Series 2012 In The Principal Amount Of \$299,000.00 To Pay In Part The Cost Of A Water Project; Providing The Forms, Terms And Conditions Of The Bond, The Security And The Sale Thereof; Providing Other Matters Relating Thereto And The Effective Date Hereof.
[Bond Ordinance](#), [Federal Tax Exemption Cert](#), [General Cert](#), [IRS Form](#), [Letter of Condition](#), [Opinion of Counsel](#), [Purchasers Cert](#)

NYE COUNTY BOARD OF COMMISSIONERS

- 4 [For Possible Action](#) – Discussion and deliberation of Minutes of the Board of County Commissioners' meeting(s) for [July 17, 2012 Regular Meeting](#); [July 23, 2012 Teleconference](#); and [August 7, 2012 Regular Meeting](#).**

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- 5 Awards and Presentations – N/A
- 6 Announcements (first)
- 7 For Possible Action - Emergency Items
- 8 Commissioners'/Manager's Comments (This item limited to announcements or topics/issues proposed for future workshops/agendas)
- 9 Consent Agenda Items – These are items that Staff recommends for approval. The Board reserves the right to move any consent agenda item to the regular segment of the agenda should issues arise that need to be addressed.
 - a. For Possible Action – Discussion of any item from the Consent Agenda Items that needs review before a decision is made.
 - b. [For Possible Action](#) – Approval of Elected Official Collection Report
 - c. For Possible Action – Approval of Assessor’s Office Change Request – N/A
 - d. [For Possible Action](#) – Approval of Personnel Actions
 - e. [For Possible Action](#) – Approval to set the date and location of the second meeting of the Board of Commissioners for Tuesday December 18, 2012 in Pahrump, Nevada.
 - f. [For Possible Action](#) – Approval of a GIS Cooperative Agreement between Nye County (County) and the State of Nevada, acting by and through its Department of Transportation (Department) for the purpose of exchanging and sharing of non-proprietary and non-sensitive raster and vector GIS data between Department and the County.
 - g. [For Possible Action](#) – Approval to enter into a Memorandum of Agreement (MOA) with Pioneer Territory CASA, Inc. for the purchase of miscellaneous office furniture, supplies and training materials for the use of Recruitment and Training of CASA Volunteers.
 - h. [For Possible Action](#) – Approval to accept Community Services Block Grant Amendment #1 to provide assistance for Nye County’s very low to low-income population. This grant shall be administered from Fund 10340 Grants. There is no match required.
 - i. [For Possible Action](#) – Approval of Amendment No. 1 to Grantee’s Agreement with State of Nevada, acting by and through its Department of Transportation for additional funding for the SFY 2012 Federal Transit Administration Section 5311 for transportation operating expenses, specifically assistance with fuel costs and transportation wages. The matching funds are in-kind funds from vehicle maintenance and County paid staff.
 - j. [For Possible Action](#) – Approval of changes to the Bailiff job description; there is no financial impact to the County.
 - k. For Possible Action – Approval to submit the Nye County Hazard Mitigation Plan to Federal Emergency Management Agency (FEMA) for approval. (the backup for this item is being divided into two parts because of the size) [Part 1](#) [Part 2](#)
 - l. [For Possible Action](#) – Approval to select Burlington Construction & Supply Inc as the lowest most responsible and responsive quote to install metal roofing and I-beam under trusses at

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the Old Ambulance Barn in Beatty and is not budgeted but can be funded from Fund 10301 Special Projects to increase Project PE 1013.

- m. [For Possible Action](#) – Approval of funding for additional training to complete the Lucity program implementation and is not budgeted but can be funded from Fund 10301 Special Projects PE1027.
- n. [For Possible Action](#) – Approval to grant permission to the Nevada Department of Transportation (NDOT) and its authorized agents and contractors for entry upon streets and lands owned or controlled by Nye County for the purpose of making intersection safety improvements as described in the attached permission document at no cost to the County.
- o. [For Possible Action](#) – Adoption of Nye County Resolution No. 2012-41: a Resolution authorizing the Town of Amargosa Valley to establish a checking account through American First National Bank, Amargosa Valley Branch, for the general fund of the Town of Amargosa Valley.
- p. [For Possible Action](#) – Approval to select Valley TV as the lowest most responsible and responsive quote for the purchase and installation of new FM Radio Translators for the Town of Beatty and is budgeted from Fund 24401 Beatty Capital Projects.

PUBLIC OFFICIALS

10 Assessor

11 Board of Commissioners

- a. For Possible Action – Closure of meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.
- b. Closed meeting, pursuant to NRS 288.220 for purposes of conferring with the County’s management representatives regarding labor negotiations, issues and other personnel matters.
- c. For Possible Action – Discussion, deliberation, and possible decision on labor negotiations, issues and other personnel matters presented in closed meeting.
- d. [For Possible Action](#) – Discussion and deliberation to reschedule the Board of County Commissioners’ first meeting in November 2012.
- e. [For Possible Action](#) – Discussion and deliberation to approve, amend and approve, or deny a letter of support for the National Wildlife Refuge Association’s lands bill effort.
- f. [For Possible Action](#) – Discussion and deliberation to adopt, amend and adopt, or reject Nye County Bill No. 2012-12: a Bill Proposing to amend Nye County Code Title 6, Animals, by adding Chapter 6.05, Administration and Enforcement; by adding Chapter 6.06, General Provisions – Licensing, Vaccinations, Limits of Number Of Animals, Running at Large, Impoundment, Rabies Prevention; by adding Chapter 6.07, Cruelty to Animals; by adding Chapter 6.13, Animal Facility Regulations; by adding Chapter 6.20, Miscellaneous Animal Regulations; by adding Chapter 6.25 Animal Advisory Committee; by adding Chapter 6.30, Ownership and Possession of Special Conditions Animals; providing for the severability; constitutionality and effective date hereof; and other matters properly relating thereto.

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- g. [For Possible Action](#) – Discussion and deliberation concerning a resolution to dissolve the Smoky Valley Television District.

12 Clerk

13 District Attorney

- a. [For Possible Action](#) – Discussion and deliberation regarding initiating action pursuant to NRS 241.037 to file suit to declare void action taken by the Pahrump Town Board on July 24, 2012, to initiate a lawsuit challenging the ballot question asking for the elimination of the town board.

14 Recorder

15 Sheriff

16 Treasurer

17 Justice(s) of the Peace

18 District Court

19 Juvenile Probation

GENERAL NYE COUNTY ADMINISTRATIVE STAFF

20 County Manager

- a. [Ongoing Project Report](#)
- b. [For Possible Action](#) – Discussion, deliberation, and direction to staff concerning the recruitment process for the position of Assistant County Manager.
- c. [For Possible Action](#) – Discussion and direction to staff regarding the engineering report on the Belmont Church site in Manhattan, NV completed by Charles Abbott Associates, Inc.
- d. [For Possible Action](#) – Discussion and deliberation concerning a request to approve a letter of commitment as part of the grant application to the Department of Commerce Economic Development Administration through the Nevada Department of Business & Industry.

21 Emergency Services

22 Facilities

23 Finance

- a. [Agency Status Report](#)
- b. [For Possible action](#) – Discussion and deliberation regarding Request For Qualifications #2012-24 – County Surveyor Services. The amount of the contract is unknown until we have entered into negotiations with the successful respondent to the Request for Qualifications.

24 Health & Human Services

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- 25 H/R and Risk Management**
- 26 Information Technology**
- 27 Nuclear Waste Repository Project Office**

28 Planning/Building/Code Compliance

- a. [For Possible Action](#) – Discussion and deliberation concerning the County landfill fees for disposal of debris associated with cleanup of a property located at 2471 W. Larsen Dr. in Pahrump.

- 29 Public Administrator**
- 30 Public Works**
- 31 Senior Services**

OTHER BUSINESS

- 32 Town Boards/Town Advisory Boards**
- 33 Public Petitioners**
- 34 GENERAL PUBLIC COMMENT (second)**
- 35 ANNOUNCEMENTS (second)**
- 36 ADJOURN**

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AGENDA
NYE COUNTY BOARD OF ROAD COMMISSIONERS

Commissioners Chambers, Pahrump, NV 89048
TUESDAY, September 18, 2012

10:15 A.M.

Dan Schinhofen, Chair
Lorinda Wichman, Vice-Chair
Joni Eastley, Member

Gary Hollis, Member
Butch Borasky, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board

NOTE: All times are approximate except for public hearings and any other items agendized at a specific time. Action may be taken on all items except where otherwise indicated. Items not scheduled for a specific time may be considered at any time and in any order.

1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)

NOTICE OF TIMED AGENDA ITEMS

10:15 a.m. For Possible Action - Public Hearing, discussion, and deliberation to adopt, amend and adopt, or reject Nye County Road Commission Resolution No. 2012-214: a Resolution designating minor county roads within Nye County pursuant to NRS 403.170.

Squaw Tip Road No. 968160	North San Antonio Mountain Road No. 985500
Jackson Falls Road No. 968170	East San Antonio Road No. 985510
Coyote Hole Spring Road No. 968180	San Antonio Mine Road No. 985520
Monitor Hills Prospect Road No. 976510	Bridge Well Road No. 997100
North Monitor Hills Road No. 976520	Currant Creek Road No. 933900
San Antonio Jeep Road No. 976730	North Cazier Road No. 933910
Tonopah Connector Road No. 977920	South Cazier Road No. 943800
Rye Patch Desert Road No. 977940	South White Pine Road No. 943810
South Booker Mountain Road No. 977960	West Crystal Spring Road No. 943820
North Rye Patch Road No. 977995	

2. For Possible Action – Discussion and deliberation of Minutes for the Nye County Board of Road Commissioners’ meeting for August 7, 2012.
3. For Possible Action - General road report by Public Works Director

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4. [For Possible Action](#) – Discussion and deliberation to set a date, time, and location for a public hearing on Nye County Road Commission Resolutions establishing County public roads pursuant to Nevada Revised Statutes 405.191, 403.170 and R.S. 2477 Right-of-Way for the following:

Chocolate Pot Road No. [926260](#)

East Pioneer Road No. [926270](#)

Tracking Station Road No. [926280](#)

Alkalai Flat Road No. [926100](#)

Sarcobatus Prospect Road No. [929110](#)

Tin Can Road No. [929120](#)

Stonewall Mountain Road No. [929130](#)

Seep Road No. [929140](#)

Stinking Spring Road No. [968140](#)

Breen Ranch Road No. [968150](#)

North Angleworm Road No. [943830](#)

Angleworm Road No. [943840](#)

West Horse Range Road No. [943850](#)

Manzone Well Road No. [943860](#)

Rock Ridge Road No. [943870](#)

South Crystal Springs Road No. [943500](#)

East Page Place Road No. [954850](#)

South East Page Place Road No. [954855](#)

Old Dominion Canyon Road No. [955510](#)

South Keystone Road No. [955515](#)

5. Adjourn

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ITEM # SUBJECT

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**AGENDA
NYE COUNTY LICENSING AND LIQUOR BOARD**

**Commissioners Chambers, Pahrump, NV 89048
TUESDAY, September 18, 2012**

10:30 A.M.

**Butch Borasky, Chair
Gary Hollis, Vice-Chair
Joni Eastley, Member
Lorinda Wichman, Member**

**Dan Schinhofen, Member
Tony DeMeo, Member
Sandra "Sam" Merlino, Ex-Officio Clerk of the Board**

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1. GENERAL PUBLIC COMMENT (Three-minute time limit per person and requested to be limited to items not listed on the agenda. No action will be taken by the Board.)
2. [For Possible Action](#) – Discussion and deliberation of Minutes for the Nye County Licensing and Liquor Board meeting for August 7, 2012.
3. Consent Agenda Items
4. Brothel
5. Gaming
6. Liquor
 - a. [For Possible Action](#) – Discussion and deliberation to issue a Retail Liquor License with a waiver of the 60 days with no business portion of the county ordinance for the Belmont Saloon located on Main Street in Belmont, NV. David Doughty, owner/licensee.
7. Adjourn